Develop ment (1941) Department.

ordinary SERIES. (Misc)

G.O. No Ms 283

Dated 13-2-41

[Despatch Abstract.]

Accounts Refunds - Indian Companies Act - Hanuman Transport Co., Ltd., Sanctioned

Companies **DEPARTMENT.**

ASSISTANT SECRETARY TO GOVERNMENT 4 - FEB 1941

Received ____ *19* . *Registered* 3565 B/ 19 41. 4.2.41

Subject.

Refund of unearned fees - The Hanuman Transport Co. Ltd., Udipi, South Kanara District.

UNDER SECRETARY TO GOVT 4 - FEB 1940 DEVELOPMENT

ENCLOSURES.
No. 2
Spare copies Nil.

No.C. 3457/40.

Madras, dated the 1st February *19* 41.

FROM (Name) ~~Diwan Bahadur B.V.Sri Hari Rao Nayudu~~, B.A.B.L.
REGISTRAR OF JOINT STOCK COMPANIES,

To

THE SECRETARY TO THE GOVERNMENT OF MADRAS,
Development DEPARTMENT.

SIR,

The Hanuman Transport Company Ltd., was registered at Mangalore on 24th April 1930 with an authorised share capital of Rs. 1,00,000. The company filed with the Assistant Registrar of Joint Stock Companies, South Kanara District, Mangalore a copy of the special resolution passed on 13-10-40 for increase of capital from Rs. 1,00,000 to Rs. 2,00,000 under section 82 of the Indian Companies Act, 1913 and a notice of increase of capital under section 53 (1). The company, however directly remitted into the sub-treasury, Udipi, on 22-10-1940 a sum of Rs. 100/- as fees for the above two documents. A fee of Rs.3/- is payable for recording the copy of the special resolution and the fee for recording the notice of

increase of capital is Rs. 50/- pursuant to items 5 and 3 respectively of Part I of Table B of the First Schedule to the Indian Companies Act, 1913. As the company inadvertently paid an excess fee of Rs. 47/- the Managing Director of the company now requests refund of the excess fee. In accordance with the instructions issued in the Government of India, Department of Commerce letter No. 18 (7) Tr.(C.L.) dated 7-5-'37 communicated in G.D. No. MS. 1153 Development dated 25-5-1937 that the Provincial Governments acting as agents of the Central Government were competent to sanction refund of fees paid in excess of those provided in the Act or the Rules made thereunder, there is no objection to the refund of the excess fee in the present case. I, therefore, request that the Government may be pleased to accord sanction to the refund of the excess fee of Rs. 47/- out of the Provincial Revenues for the current official year since the excess fee was wrongly credited to "XXXVI Miscellaneous Departments - Provincial - Fees realised by the Indian Companies Act, 1860" by the Treasury officer, Mangalore (copy of the letter dated 24-10-'40 of the Assistant Registrar of Joint Stock Companies, Mangalore to the Treasury officer and the Treasury officer's Endorsement thereon enclosed).

I have the honour to be,

Sir,

Your most obedient servant,

For Registrar.

RR.

Encls:

Copy of letter from the Assistant Registrar of Joint Stock Companies, South Kanara, Mangalore, to the Treasury Officer, Mangalore, C.No.686-K/40 Dated 24th October 1940.

(Subject): Fees realised under the Indian Companies Act, 1913.

The Hanuman Transport Company Ltd. intimates to me that it has remitted as per Treasury Receipt No. 895 dated 22-10-1940, Rs. 100/- to the Sub-Treasury, Udipi, to the credit of the Assistant Registrar of Joint Stock Companies, Mangalore towards the filing fee for documents under the Indian Companies Act, 1913. If so I have the honour to request you to credit Rs. 53/- to XXXVI Miscellaneous Departments - Central - Registration of Joint Stock Companies, Registration fees and refund the balance to the company.

Copy of Endt. of the Treasury Officer, Mangalore, Dated 21-11-1940.

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Returned to the Assistant Registrar of Joint Stock Companies, Mangalore.

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The amount of Rs. 53/- was transferred to the head "XXXVI Miscellaneous Departments - Central - Registration of Joint Stock Companies" and the balance of Rs. 47-0-0 was credited under "XXXVI Miscellaneous Departments-Provincial - Fees realised under the Indian Companies Act, 1860". As the amount was credited into the Treasury to your department's credit no action could be taken regarding its refund by this department.

C.F. 17.

DRAFT FOR APPROVAL.

Dev.Dept.

	Date.	Initials.
When received for fair copying.		
When copied		
When examined...		
When signed		
When despatched.		

SUBJECT :—

Accounts- Refund - Indian Companies Act - Hanuman Transport Co., Ltd., - Sanctioned.

READ AGIAN ....., dated ..... 19.....

" " ..... " ..... 19.....

READ *ALSO* :—

3565 No. ..... From the Regr. J.S. ....., No. C.3547/40, dated 1-2- 1941.

" ..... " ..... " ..... " ..... 19.....

" ..... " ..... " ..... " ..... 19.....

Order / ~~**Resolution**~~ **Ms.** / ~~**Rout.**~~ No. 283, dated ..... 13 - 2 - 1941.

His Excellency the Governor of Madras is pleased to sanction the refund to the Hanuman Transport Co., Ltd., Udipi, South Kanara District, of a sum of Rs.47 (forty seven only) being the excess fee paid by the Company for filing certain documents under the Indian Companies Act, 1913 as per Treasury Receipt No.895 dated 22-10-1940 issued by the Sub Treasury Officer, Udipi by the Treasury Officer, Mangalore and credited ~~under~~ Mangalore under

"XXXVI - Mis. Departments -

Provincial - Fees realised under

the Indian Companies Act, 1913".

To the Regr. of J.S.C.

" the A.G. through the Finance Dept.

To us

The draft above may issue with

the concurrence of Finance

Finance (Accts)

Accepted

12/2/41

Dev

Issue

[Issued as G.O.Ms. 283 dated 13.2.41]

UNDER SECRETARY TO GOVT.
13 FEB 1941
DEVELOPMENT DEPARTMENT

Dev. U.O. No. 35653/41-1
11-2-41

ASST. SECRETARY TO GOVERNMENT
12 FEB 1941
FINANCE DEPARTMENT

Fin no 04704 Acts

4584

ASSISTANT SECRETARY TO GOVERNMENT
13 FEB 1941
DEVELOPMENT DEPARTMENT